IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.834 OF 2006
IN
APPEAL NO.164 OF 2006
IN
WRIT PETITION NO.198 OF 2006

Mahindra & Mahindra Ltd. ....Appellants
Ori.Petitioners

V/s.

Dwarkanath Babaji Dalvi & Anr. ....Respondents
Ori.Respdts.

Mr.J.P. Cama, Senior Counsel with Mr.R.N. Shah with Mr.Sanjay Udeshi i/b Sanjay Udeshi & Co. for the Appellants.

Ms.Gayatri Singh for Respondent No.1.

Mr.Vijay Vaidya for Respondent No.2.

CORAM : DR.S. RADHAKRISHNAN & S.J. VAZIFDAR, JJ.
DATED : 16TH MARCH, 2006.

P.C. :-

1. Heard the learned counsel for the Appellants and Respondent Nos.1 and 2.

2. Having regard to the facts and circumstances of the case, by way of interim relief, the order of reinstatement is stayed. However, Mr.Cama, the learned Senior Counsel for the Appellants states that the full wages subject to statutory and regular deductions will

be paid to Respondent No.1. The salary for the month of February, 2006 onwards will be paid to Respondent No.1 within one week from today. Salary of March, 2006 onwards will be paid to Respondent No.1 regularly along with other workmen.

3. Having regard to the facts and circumstances of the case, we direct the Labour Court to expeditiously decide the complaint preferably within a period of six months from today. The learned counsel for the Appellants and Respondent Nos.1 and 2 categorically state that they would fully co-operate before the Labour Court to expeditiously deciding the complaint within a period of six months.

4. Notice of Motion stands disposed of accordingly.

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)